

**STATE OF NEW JERSEY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS
124 HALSEY STREET
NEWARK, NEW JERSEY
PUBLIC SESSION MINUTES
THURSDAY, MAY 26, 2016**

A meeting of the New Jersey Board of Chiropractic Examiners was held on May 26, 2016 at the State Office Building, 124 Halsey Street, 6th floor, Newark, New Jersey in Somerset Conference Room on the 6th floor. The meeting was convened in accordance with the provisions of the Open Public Meetings Act with previous notification having been sent to the Secretary of State and the following publications: The Record, Newark Star Ledger, Camden Courier Post, Trenton Times and Asbury Park Press to advise of the scheduling of this meeting. The meeting was called to order by David Allen, D.C., President of the Board, at 9:55 A.M. A roll call was taken and the following attendance was recorded and a quorum was present:

David A. Allen, D.C.	Present
Rosemary Calio, BSN, RN, D.C.	Present
Paul Lyons, D.C.	Present
Lawrence O'Connor, D.C.	Present
Thomas A. Senatore, Sr., D.C.	Present
Albert Stabile, Jr., D.C.	Excused
John Traier	Absent
Brett A. Wartenberg, D.C.	Present
James L. Winters, D.C.	Excused

Also present were: **Virginia Class-Matthews, Deputy Attorney General; Lisa Tadeo, Executive Director; Michela Ross, Government Rep; Liza Ackerman, Regulatory Analyst**

I. APPROVAL OF THE PUBLIC SESSION MINUTES OF APRIL 28, 2016

A motion was made by Dr. Wartenberg, which was seconded by Dr. Lyons, to approve the public session minutes from the April 28, 2016 Board meeting as amended. A vote was taken and the motion passed with all members voting in favor.

II. CONTINUING EDUCATION COMMITTEE

The continuing education committee reviewed 34 courses submitted by continuing education sponsors. The committee recommended that 32 courses be approved based on the information submitted for these courses. Two courses were tabled until the June 23, 2016 meeting. A motion was made by Dr. Calio and seconded by Dr. O'Connor, to approve the 32 courses. A vote was taken and motion passed with all members present voting in favor.

III. NEW BUSINESS

Upon a motion made by Dr. Senatore, which was seconded by Dr. Calio, the Board voted to go into Executive Session to review and discuss applications for licensure and reinstatement. The motion carried by a unanimous vote. The Board returned to public session to continue the meeting and vote on the applications for licensure and reinstatement.

A. Application for Chiropractic Licensure and Reinstatement

1. John Sena, D.C. (Endorsement)

A motion was made by Dr. O'Connor, which was seconded by Dr. Wartenberg, to deny Dr. Sena's application for licensure for misrepresentation as he didn't disclose on his application that he held a Kansas license or that he had disciplinary action in Kansas. Dr. Sena also did not take Part IV of the National Board of Chiropractic Examine although he stated on his application that he had. A vote was taken and the motion passed with all members present voting in favor.

2. Karrelle Benoit, D.C. (Application for Reinstatement)

A motion was made by Dr. Wartenberg, which was seconded by Dr. O'Connor to table this matter. A vote was taken and the motion passed with all members present voting in favor.

3. Harrison B. Ranallo, D.C.

A motion was made by Dr. Wartenberg, which was seconded by Dr. O'Connor to table this matter. A vote was taken and the motion passed with all members present voting in favor.

4. Fernando Barrese, D.C. (Reinstatement)

Dr. Barrese appeared before the Board on May 26, 2016 to discuss his reinstatement application and his compliance with the Consent Order that was filed on September 17, 2015. Dr. Barrese's license was suspended for a period of one (1) year.

A motion was made by Dr. Wartenberg, seconded by Dr. Calio to reinstate Dr. Barrese's license as he complied with all the provisions of the Consent Order filed on September 17, 2015 and completed all the reinstatement requirements. A vote was taken and the motion passed with all members present voting in favor.

B. Inquiry from Zaiba Saleem, D.C. RE: Licensure

Dr. Saleem wrote the Board and asked whether he could be considered for licensure in New Jersey although his chiropractic education was completed in Australia.

A motion was made by Dr. O'Connor, seconded by Dr. Wartenberg to refer Dr. Saleem to N.J.S.A. 45:9-41.6 Requirements for approval of chiropractic applicant or school for licensure. A vote was taken and the motion passed with all members present voting in favor.

- C. Inquiry from Wendy Maneri, Associate Dean of Chiropractic Education, New York Chiropractic College
RE: Scope of Practice

Ms. Maneri wrote the Board and inquired whether students are allowed to observe a licensed chiropractor. Ms. Maneri clarified that it is only observation and not a preceptorship.

A motion was made by Dr. O'Connor, seconded by Dr. Wartenberg to inform Ms. Maneri that student observation is permissible. A vote was taken and the motion passed with all members present voting in favor.

- D. Board discussion with Liza Ackerman, Regulatory Analyst
 - 1. Licensure of Chiropractic Assistants

A motion was made by Dr. O'Connor, seconded by Dr. Senatore to table this matter until the Board's June 23, 2016 meeting. A vote was taken and the motion passed with all members present voting in favor.

- 2. Travel to Treat

A motion was made by Dr. Senatore, seconded by Dr. O'Connor to table this matter until the Regulatory Analyst researches the statutory authority to draft this regulation. A vote was taken and the motion passed with all members present voting in favor.

VI. FEDERATION OF CHIROPRACTIC LICENSING BOARDS (FCLB)

Dr. O'Connor provided the Board with a verbal update on FCLB activities.

VII. INFORMATIONAL

- A. Mary Jean Negri, D.C.

The Board reviewed Dr. Negri's Consent Order filed on April 28, 2016 and considered it informational.

B. Article, “Unlicensed N.J. Chiropractor Charged in 4 Million Dollar Insurance Fraud Ring”

The Board reviewed the April 15, 2016 www.nj.com article regarding Philip Potacco, D.C. Dr. Potacco is being accused of using a medical consulting group to recruit the victims of accidents as well as people who allegedly staged car crashes to submit insurance claims totaling \$3,991,812. Dr. Potacco’s chiropractic license was revoked in 2002. The Board considered this article informational.

C. National Board of Chiropractic Examiners (NBCE)
RE: 2016 Annual Meeting

The Board reviewed a notice from the NBCE regarding its annual meeting held on April 28, 2016 and its election of officers. The Board considered this informational.

ADJOURNMENT

The Board returned to Public Session and a motion was made by Dr. Senatore which was seconded by Dr. O’Connor to adjourn the meeting at 1:00 P.M. A vote was taken and the motion passed with all members present voting in favor.

Respectfully submitted,

Lisa Tadeo
Executive Director